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6 *IDA M. RZEPECKI*

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10 **UNITED STATES DISTRICT COURT**
11 **DISTRICT OF NEVADA**

12 IDA M. RZEPECKI,

13 Plaintiff,

14 v.

15 BANK OF AMERICA, NATIONAL
ASSOCIATION; BANK OF THE WEST;
16 DITECH FINANCIAL, LLC; EQUIFAX
INFORMATION SERVICES, LLC,

17 Defendants.

CASE NO.: 2:17-cv-00059-RFB-CWH

**STIPULATION AND ORDER OF
DISMISSAL WITH PREJUDICE**

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19 Pursuant to FRCP 41, Plaintiff Ida M. Rzepecki (the “Plaintiff”) and Defendant Bank
20 of the West (“Defendant” or “BOW”), and (individually Plaintiff or Defendant is a “Party”
21 and collectively Defendant and Plaintiff are the “Parties”), by and through their respective
22 undersigned counsel, hereby submit this Stipulation and Order of Dismissal With Prejudice.

23 IT IS HEREBY STIPULATED AND AGREED that all of Plaintiff’s claims that have
24 been asserted or could have been asserted against BOW in this action shall be dismissed with
25 prejudice.

26 IT IS FURTHER STIPULATED AND AGREED that each Party shall bear her/its
27 own attorney fees and costs.

1 IT IS FURTHER STIPULATED AND AGREED that no Party shall be deemed a
2 “prevailing party” within the meaning of FRCP 54 or LR 54-1.

3 Dated this 22 day of March, 2017.

4 **HAINES & KRIEGER, LLC**

**HOLLEY DRIGGS WALCH
FINE WRAY PUZEY & THOMPSON**

5 /s/David H. Krieger, Esq.

/s/Richard F. Holley, Esq.

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Attorneys for Bank of the West

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12 IT IS SO ORDERED.

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15 RICHARD F. BOULWARE, II
16 United States District Judge

17 DATED this 23rd day of March, 2017.
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 22 day of March, 2017, I electronically filed the **STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE** using the CM/ECF system which will send a notice of electronic filing to all CM/ECF registrants.

/s/David H. Krieger, Esq.
An Employee of HAINES & KRIEGER, LLC